

THE SEWER BOARD OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WILL HOLD A REGULAR MEETING IN THE THIRD FLOOR ASSEMBLY ROOM OF THE CITY-COUNTY BUILDING ON THURSDAY, JUNE 23, 2011 AT 9:00 A.M.

PRESENT: Roger Harbison, Gary Brinkworth, Ed Wilkinson,

ALSO PRESENT: Sam Lahanis, Rob Sartell, Wes Christmas, Kelly Welsh, and Mindy Milburn

CALL TO ORDER:

Mr. Harbison called the meeting to order at 10:00 a.m.

PLEDGE OF ALLEGIANCE:

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mr. Brinkworth moved to approve the June 9th regular meeting minutes as amended, Mr. Wilkinson second, all voted in favor.

BIDS:

COMMUNICATIONS - PUBLIC:

Vince Bowlin, Stantech, reported on the City's SSO monitoring. He stated that their contract is up at the end of the month. He explained they had 18 events and the largest was in April when they had 7 inches of rain in a 5 day period and there were over-flows at 15 locations that over-flowed for up to 9 days. He stated on May 1 – 3 they had 3 inches of rain and they had 8 locations that over-flowed but they have not seen any over flows where there was less than 2 inches of rain. He said it has been a very wet spring and they are 7 inches over the average. He explained that there are many ways they can reduce the cost and there are many man holes that do not over flow that they can stop monitoring and they can increase the rain limit from ½ inch to 1 inch before they monitor.

Mr. Brinkworth moved to extend Stantech's contract out to the end of the year, Mr. Harbison second, all voted in favor.

Matt Oakley stated that he and his partner came to them a couple months ago to put apartments on County Line Road and they have been requested by the BZA to get a letter from the Sewer Board stating that they will have service for this project.

Mr. Fifer stated that would be fine if they have capacity in the line.

Mr. Brinkworth stated that they will have to have a capacity study done.

Mr. Harbison moved to approve to execute a letter, Mr. Wilkinson second, all voted in favor except Mr. Brinkworth who abstained.

COMMUNICATIONS - CITY OFFICIALS

Mr. Gibson reported that there were a couple items that came up in the audit that they need to deal with. He stated that they used to keep the funds for Sanitation, Storm Water and Sewer all together and last year they separated that out. He explained that the sanitation started off with a \$5.6M negative cash balance and they need to clean that up by having this body acknowledging that they recognize that the Sewer Board covered the cost of past sanitation payments.

Mr. Fifer expressed concern that number would show up and affect this bodies borrowing ability if it may be needed. He stated that perhaps they can state that the EDIT and TIF funds are repayment for this amount.

Mr. Gibson stated that it will not affect their ability to borrow because it is not reflected anywhere in the sewer funds. He explained that another item that was pointed out is that the city does not pay sewer bills but the ordinance does not exempt them from paying, so they need to address that issue because the administration feels it is a waste of time for the City to pay itself for a service they provide.

Mr. Lahanis asked if the sanitation payments are also an issue.

Mrs. Welsh stated that it was.

Mr. Lahanis stated that they will clean that up as well.

Mrs. Garry reported that Wednesday's claims and today's claims will be going out today and that leaves them with a cash balance of \$1.56M. She presented them with a resolution to set salaries for the new hires for 2011.

Mr. Lahanis asked if that includes the employees that have not been hired yet.

Mrs. Garry stated that it did not but that they can amend as they are added.

Mr. Harbison stated that they would take this under advisement until the next meeting.

SEWER ADJUSTMENTS:

Mrs. Welsh stated that she wanted to talk about the Georgetown billing for 90,800 for approximately 20 – 24 customers that are going to continue on with the city. She stated at this time they are on hold with those bills.

Mr. Fifer stated that he wanted to review the drafts of the contract to discover how that rate came about, because the last he remembers they were to be charged at the fringe area rate. In the meantime, he wants them to send a bill for the wholesale rate of \$3.73.

There was a lengthy discussion regarding the rate.

Mrs. Welsh stated that they also have a 3% increase per year that they have not added, and asked if they should include that.

Mr. Fifer stated that if the contract calls for it they should add it.

FINANCIAL REPORT:

NEW BUSINESS:**Item #1 - Kate Tokars re: Sewer Adjustment**

Ms. Tokars stated that once they started the billing her sewer bill went up to \$400 and she thinks that she has been taken advantage of because she is the only person in the home and there is no reason for the billing to have gone up this much. She explained that she has taken this issue to the sewer office but they were very unhelpful and rude to her so that is why she came to the board because she would like an explanation for why her bill is this much. She gave the board some history on her past bills.

Mr. Harbison stated that from what he can see there was an overdue balance of \$400 and then after that the bills were approximately \$35.00

Ms. Welsh explained that she is billed a minimum bill each month but they didn't receive payment from her so she did receive a lien.

Ms Tokers stated that she has paid and paid and never seems to get the bill current.

Mr. Fifer explained that the bill will keep building up each month if it doesn't get paid and if there is a payment they missed that she can show them proof and they will be happy to credit it to her balance.

There is a lengthy discussion regarding her unpaid balance and her billing history.

Ms. Welsh explained that she is being billed the minimum each month but she was \$400 in arrears from 2010 so when she looks at the bottom line every month her billing doesn't show just the minimum and it won't until she brings her bill current.

Ms. Tokars asked for help with the penalties that she keeps getting tacked on each month.

Mr. Fifer explained that there is a onetime penalty only.

Mr. Harbison asked Ms. Tokars to have a seat until Mrs. Welsh can get the board more of her past billing history.

Mr. Fifer presented the board with a recommendation for the Mayor's establishment of seniority and employee benefits for the new employees. He stated that they don't have to vote on this today if they would like to take it under advisement.

Mrs. Garry stated that she would like time to go over this to check the dates.

Mr. Lahanis stated that he has been in contact with a company to get bids for a project to build out a garage. He explained that they have to have a prevailing wage hearing on July 13 and they need to advertise the same. He stated that he needs the board to make a motion for him to proceed.

Mr. Brinkworth asked if they can part it out so that they have one company excavate and one build to get around the prevailing wage.

Mrs. Garry stated that they could not do that.

There was a lengthy discussion regarding the process to get the project completed.

Mr. Fifer stated that they should wait to vote on this so they can review the process.

Mr. Brinkworth asked if they can have a special meeting next Thursday to get this started. He also stated that the Mayor and Carl want to meet to discuss the new hires and what is going on with the sewers.

Mr. Gibson informed them that Mr. Malysz will be out until Friday.

The board set the meeting for Friday at 10:00 a.m.

Mr. Christmas asked that they appoint the members to the committee. He explained that they could appoint Mr. Lahanis as the member of the industry and Mr. Wilkinson as a tax payer.

Mr. Brinkworth moved to approve, Mr. Harbison second, all voted in favor.

Mr. Brinkworth moved that Clark Dietz include this in the on-call agreement, Mr. Harbison second, all voted in favor.

Mr. Harbison called Ms. Tokars back up.

Mrs. Welsh presented the board with her 2009 history.

Ms. Tokars stated that the usage on these billings was a mistake.

Mr. Fifer stated that the usage comes from the water company.

Ms. Tokars stated that she tried to talk to the water company as well but they didn't want to take the time to help her.

Mr. Fifer explained that if you have an account with the water company it corresponds with a sewer account and he doesn't see how it is possible for her to get a bill that wasn't hers.

Mr. Harbison asked if she had a leak because there were about 5-6 months that she had really high usage.

Ms. Tokars explained that she had some issues when she was renting the house and the landlord knew the water was running under the house but she was paid up on her water bill then.

There was a lengthy discussion regarding her interaction with the Sewer Office.

Mrs. Welsh asked her if she was living in the home alone in 2009 and if she had a leak.

Ms. Tokars stated that she did but it was fixed on 6/10/10

Mr. Brinkworth stated that this is why she had such high usage.

Mrs. Welsh explained that all she would need would be documentation from the plumber that fixed the leak.

Mr. Fifer explained that Ms. Welsh would do an analysis of her typical bill without the high usage and what the high usage is and then she would make a recommendation to the board about what the adjustment should be but she will need a week to put that together and he would recommend that they put this on the agenda for the next meeting. He stated that Ms. Welsh will need a copy of the repair bill to do this.

Mr. Harbison asked where the leak was.

Ms. Tokars stated that it was in the handle of the bathtub.

Mr. Brinkworth explained that her sewer bill and water bill were high because of this leak and since the water went into the sewer she has to pay for it.

Ms. Tokars stated that she thinks it was going under the house.

Mr. Brinkworth stated that if it was going into the tub it was going into the sewer.

Mr. Harbison stated that they would need the plumber or whoever did the repair to verify that it went under the house and not the sewer.

Mr. Brinkworth explained that she already answered that question when he asked her if the water went into the tub and she said yes.

Mr. Harbison stated that he knows that she doesn't want to hear this but if the water went into the tub it went into the sewer and it will be her responsibility and if she is sure that it didn't then they need proof from the plumber that did the repairs.

OLD BUSINESS:

Item #1 - Clark Dietz Update

Mr. Christmas reported that he spoke with Indiana American about the easement issues they are having and they agreed to consent with the city sharing the easement, he just needs Mr. Fifer to prepare something in writing.

Mr. Fifer asked Mr. Brinkworth if he would get him the drawing of the easement.

Mr. Christmas stated that they have an issue with trees that are in the right of way and the resident is worried that the excavation will kill the trees and they will fall on his home.

Mrs. Garry suggested that they check with the arborist that is working with the tree board.

Mr. Christmas stated that July 7th is the substantial completion date for Basin 4 and they ran into a lot of bad weather and he will be presenting the board with a change order of time but not for money. He discussed the pretreatment ordinance issues of changing the limits for different businesses and informed them that the changes could cost \$10,000. He asked if they want him to contact General Mills.

Mr. Lahanis stated that before they go forward with a study he would like to meet with them along with Mr. Fifer and discuss with them their loadings.

Mr. Sartell stated that they have already covered that

There was a lengthy discussion regarding what to do to assist with General Mills mass loadings and limits.

Mr. Fifer stated that they need to do what Mr. Christmas is suggesting in order to work with General Mills but to keep the City within the EPA limits.

Mr. Christmas stated that are trying to stay within compliance but doing the study will show which industry needs lower limits to make up for the needed limits for General Mills.

Mr. Wilkinson stated that they need to decide if they are going to move forward on the truck that was lost in the flood or wait to see if it will be covered by FEMA.

Mr. Brinkworth asked if they go ahead and purchase the truck will the insurance reimburse them for that lose.

Mr. Lahanis recommended that they purchase the demo model truck.

Mr. Brinkworth asked if they could lease until they find something out from the insurance company.

Mr. Lahanis stated he would check on the insurance as well as the leasing issues.

EMC REPORT:

Mr. Sartell reported on the following items:

- ❖ Relocated VFD for #2 pump at Basin #14 to pump #4 at the 120 station on West 10th St.
- ❖ Repaired check valve on #1 Drainage pump.
- ❖ Replaced window that had been shot out at the Robert E. Lee lift station
- ❖ Replaced broken dog ear fencing on Main St. at WWTP.
- ❖ Upgraded emergency pump around connections at Bellwood and Quail Chase lift stations. These lift stations are now compatible for use with all of the portable pumps.
- ❖ Spent a lot of time cleaning up and adjusting equipment due to flood related issues.
- ❖ 182 scheduled work orders for the WWTP and Lift Stations were completed in May.

He stated that they also need to discuss the usage/non-usage issues and he presented a suggested non-usage policy.

CLAIMS

Mr. Lahanis presented the following sanitary sewer claims for June:

Aqua Utility Services	969	5-31-11	1702.00	Emergency Service 5-4-11
Allegra	178980	6-14-11	224.00	Business Cards 250 x 4
AAA Plumbing Doctor	012823	5-30-11	750.00	Clean-out on Com.Lat. On Market E. of tracks
AAA Plumbing Doctor	012821	5-31-11	500.00	Clean-out on Com.Lat. At 1731 E. Market
ORR Safety Equipment Co.	INV1924807	6-8-11	379.98	Personal Protective Equipment
Dell Marketing	Multiple	5-5-11 to 6-5-11	8633.74	Office Equipment
Rental Mart	17369 24310	5-17-11 5-19-11	74.55	Power tool Parts and service
Cintas	Multiple	6-3-11 6-10-11 6-17-11	137.90	Uniform Service
Sam Lahanis	92900010	6-6-11	218.40	Truck Rental Reimbursement Office furniture from Paoli

June 23, 2011 Total Claims Presented \$ 12620.57

Mr. Brinkworth moved to approve the claims, Mr. Wilkinson second, all voted in favor.

Mr. Lahanis presented three invoices from Clark Dietz for the on-call contract, Jacob Creek, and I & I in the total amount of \$39,548.78.

Mr. Christmas stated that most of those are reimbursable from SRF.

Mr. Lahanis stated that they are approving \$1680 for a **(can't hear him)**

Mr. Wilkinson moved to approve, Mr. Brinkworth second, all voted in favor.

Mr. Sartell presented the following claims for approval:

American Water-EMC	MA007-2001766 0	6/1/2011	\$168,798.8 0	June Wastewater Operation Fee
Coyle Chevrole	6071598/1	4/28/2011 1	\$62.50	Tow Flooded Vehicle Back to
Delta Services LLC	46863	5/31/2011 1	\$4,963.57	Service at Basin 14 LS
Rodefer Moss & Co, PLLC	200004450 1	5/31/2011 1	\$2,700.00	February & March Financial Reports
June 23, 2011 Sewer Board Meeting			\$176,524.8 7	
			\$308,523.7 1	Total for June

Mr. Harbison moved to approve, Mr. Wilkinson second, all voted in favor.

Mr. Fifer stated that they should thank Mr. Gibson and EMC for working together to complete the contract and working on the office space.

ADJOURN:

There being no further business before the board, the meeting adjourned at 10:58 p.m.

Roger Harbison, President

Marcey Wisman, City Clerk